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8 UNITED STATES DISTRICT COURT

9 DISTRICT OF ARIZONA

10 In Re Bard IVC Filters Products
11 Liability Litigation

No. MD-15-02641-PHX-DGC

12 **PLAINTIFF TINLIN'S MOTION TO**
13 **SEAL REGARDING EXHIBITS TO**
14 **PLAINTIFF'S MOTION *IN LIMINE***

15 In accordance with Section 25 of the Stipulated Protective Order [Doc. 269],
16 Federal Rule of Civil Procedure 26(c)(1)(G), and Local Civil Rule 5.6, Plaintiff moves
17 this Court for an Order sealing the exhibits to Plaintiff Tinlin's Motion *In Limine* No. 6
18 and the corresponding Order, attached. The exhibits to Plaintiff's Motion *in Limine* No. 6
19 contain personal healthcare information regarding the Plaintiff that is protected under
20 HIPAA and confidential under the Stipulated Protective Order, warranting protection
21 from public disclosure.

22 Plaintiff's personal healthcare information is protected under the Privacy Rule of
23 the Health Insurance Portability and Accountability Act of 1996 ("HIPAA"), 45 C.F.R. §
24 160, 164(A) & (E), as well as several state-law privileges. The knowing disclosure of such
25 information is prohibited by 42 U.S.C. § 1320d-6. This Court has already granted the
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1 filing under seal of the same (or similar) information when the parties submitted their
2 respective bellwether submissions. [*See* Doc. 4366].

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4 Accordingly, Plaintiff requests the Court order the exhibits to Plaintiff Tinlin's
5 Motion *In Limine* No. 6 be sealed pending final determination of confidentiality.

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7 RESPECTFULLY SUBMITTED this 29th day of March, 2019.

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9 BEUS GILBERT, PLLC

10 By: /s/ Mark S. O'Connor

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20 *Co-Lead/Liaison Counsel for Plaintiffs*
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CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of March, 2019, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing.

/s/Jessica Gallentine